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I hereby certify that this correspondence and any paper referred to as being attached or enclosed) is being mailed via "First Class Mail" of the United States Postal Service on the date shown below in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patent & Trademark Office, Washington, D.C. 20231



Dated: July 24, 2002

By: Karyn F. Massie  
Karyn F. Massie

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Patent Application of	)	
	)	Group Art Unit: 1625
KELLY, <i>et al.</i>	)	
	)	Examiner: Amelia A. Owens
	)	
Application No. 09/585,157	)	Batch No. 4758
	)	
	)	Date Allowed: March 12, 2002
Filed: June 1, 2000	)	
	)	Issue Fee Paid: June 11, 2002

For: ANTIFUNGAL AND ANTIMYCOBACTERIAL BASILISKAMIDES

\* \* \*

July 24, 2002

**PETITION FOR WITHDRAWAL FROM ISSUE**  
**UNDER 37 C.F.R. § 1.313(c)(3) AND CPA REQUEST**

Box: Director, Office of Patent Publication  
Assistant Commissioner of Patents  
Washington, D.C. 20231

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AUG 05 2002

Dear Sir:

OFFICE OF PETITIONS

Pursuant to 37 C.F.R. § 1.313(c)(3), Applicants hereby petition for the above-captioned application to be withdrawn from issue (subsequent to payment of the issue fee) and abandoned in favor of a continued prosecution application (CPA) under 37 C.F.R. §1.53(b)(1) filed on June 12, 2002.

Payment of the issue fee was unintentional and this request for withdrawal is without deceptive intent. Therefore, it is respectfully requested that this application be withdrawn from issue to permit Applicants to continue prosecution of the application.

08/05/2002 AWONDAF1 00000154 09585157

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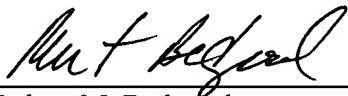
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In re KELLY, *et al.* -- Application No. 09/585,157

As set forth above, a Request for a Continued Prosecution Application was filed on June 12, 2002 along with payment of the requisite fees. If any additional fee necessary for the determination of this Petition and entry of the CPA is missing or deficient, the Patent Office is hereby authorized to charge our Deposit Account No. 03-3975, under Order No. 007779/0260755, for which purposes this Petition has been submitted in duplicate.

Respectfully submitted,

PILLSBURY WINTHROP LLP

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